



01-27-06

*SPW* 2812

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

10 +  
18 refs

Application Number	09/759,312
Filing Date	January 12, 2001
First Named Inventor	Yoshihiro UETA
Art Unit	2812
Examiner Name	S. Mulpuri
Attorney Docket Number	299002051800

### ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form + duplicate for fee processing (2 pages)	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	PTO-Form SB/08a/b + copy (4 pages)
<input checked="" type="checkbox"/> Information Disclosure Statement, Supplemental (3 pages)	<input type="checkbox"/> CD, Number of CD(s) _____	Eighteen (18) References
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	Return Receipt Postcard
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	MORRISON & FOERSTER LLP	(Customer No. 25226)
Signature		
Printed name	Michael S. Garrabrant	
Date	January 25, 2006	Reg. No. 51,230

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV534436460US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: January 25, 2006

Signature:

(Georgina Matos)



JAN 25 2006

PTO/SB/17 (12-04v2)

Approved for use through 7/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

**Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**

## FEE TRANSMITTAL For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	( <u>\$</u> ) 180.00	Attorney Docket No.	299002051800
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### Complete if Known

Application Number	09/759,312
Filing Date	January 12, 2001
First Named Inventor	Yoshihiro UETA
Examiner Name	S. Mulpuri
Art Unit	2812

### METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_  
 Deposit Account Deposit Account Number: 03-1952 Deposit Account Name: Morrison & Foerster LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee  
 Charge any additional fee(s) or underpayment of  Credit any overpayments  
 fee(s) under 37 CFR 1.16 and 1.17

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	0.00
Design	200	100	100	50	130	65	0.00
Plant	200	100	300	150	160	80	0.00
Reissue	300	150	500	250	600	300	0.00
Provisional	200	100	0	0	0	0	0.00

#### 2. EXCESS CLAIM FEES

##### Fee Description

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
16	- 20 = 0	x 50.00	= 0.00	Fee (\$)
				Fee Paid (\$)
				360.00 0.00

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
	- 100 =	/50 (round up to a whole number) x		= 0.00

#### 4. OTHER FEE(S)

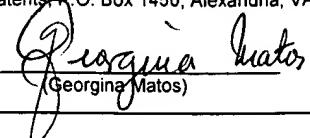
Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 1806 Submission of an Information Disclosure Statement 180.00

SUBMITTED BY		Registration No. (Attorney/Agent)	Telephone
Signature		51,230	(650) 813-4227
Name (Print/Type)	Michael S. Garrabrant	Date	January 25, 2006

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV534436460US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

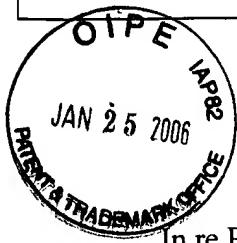
Dated: January 25, 2006      Signature:



PATENT

Docket No. 299002051800

Client Ref. No. F5-0036823/00R00553-1/US



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Yoshihiro UETA et al.

Serial No.: 09/759,312

Filing Date: January 12, 2001

For: NITRIDE COMPOUND  
SEMICONDUCTOR LIGHT EMITTING  
DEVICE AND METHOD FOR  
PRODUCING THE SAME

Examiner: S. Mulpuri

Group Art Unit: 2812

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

01/30/2006 HDEMESS1 00000046 031952 09759312  
01 FC:1806 180.00 DA

Dear Sir:

Pursuant to 37 C.F.R. §1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. Copies of foreign documents and non-patent literature are submitted herewith. The Examiner is requested to make these documents of record.

This Supplemental Information Disclosure Statement is submitted:

- With the application; accordingly, no fee or separate requirements are required.
- Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.

- Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
  - A fee is required. A check in the amount of \_\_ is enclosed.
  - A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
  - A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly; no fee is believed to be due.
- After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
  - A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
  - A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the amount of \_\_ is enclosed.
  - A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a

Application Serial No. 09/759,312

PATENT

Docket No. 299002051800

Client Ref. No. F5-0036823/00R00553-1/US

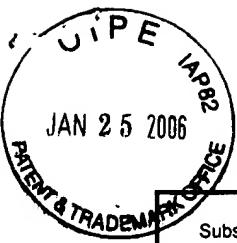
fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 299002051800.

Dated: January 25, 2006

Respectfully submitted,

By   
Michael S. Garrabrant

Registration No.: 51,230  
MORRISON & FOERSTER LLP  
755 Page Mill Road  
Palo Alto, California 94304-1018  
(650) 813-4227



JAN 25 2006

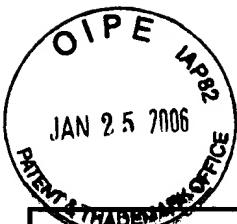
ALTERNATIVE TO PTO/SB/08a/b (07-05)

Substitute for form 1449/PTO				<i>Complete if Known</i>	
				Application Number	09/759,312
				Filing Date	January 12, 2001
				First Named Inventor	Yoshihiro UETA
				Art Unit	2812
				Examiner Name	S. Mulpuri
Sheet	1	of	2	Attorney Docket Number	299002051800

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
1.	US-6,030,848-A	02-29-2000	Yuge et al.		
2.	US-6,153,010-A	11-28-2000	Kiyoku et al.		
3.	US-6,165,812-A	12-26-2000	Ishibashi et al.		
4.	US-6,252,255-B1	06-26-2001	Ueta et al.		
5.	US-6,670,647-B1	12-30-2003	Yamasaki et al.		

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)			
6.	JP-56-059699-A		05-23-1981	Matsushita Electric Ind. Co. Ltd.	Translation of Abstract only
7.	JP-02-239188-A		09-21-1990	Nippon Mining Co. Ltd.	Translation of Abstract only
8.	JP-05-326922-A		12-10-1993	Nippon Telegr & Teleph Corp.	Translation of Abstract only
9.	JP-07-201745-A		08-04-1995	Hitachi Cable Ltd.	Translation of Abstract only
10.	JP-09-036429-A		02-07-1997	Sumitomo Chem Co. Ltd.	Translation of Abstract only
11.	JP-09-107124-A		04-22-1997	Sumitomo Chem Co. Ltd.	Translation of Abstract only
12.	JP-09-191160-A		07-22-1997	Matsushita Electric Ind. Co. Ltd.	Translation of Abstract only
13.	JP-10-075019-A		03-17-1998	Toshiba Corp.	Translation of Abstract only
14.	JP-11-074562-A		03-16-1999	Nichia Chem Ind. Ltd.	Translation of Abstract only
15.	JP-11-191657-A		07-13-1999	Nichia Chem Ind. Ltd.	Translation of Abstract only
16.	JP-11-195840-A		07-21-1999	Nichia Chem Ind. Ltd.	Translation of Abstract only
17.	JP-2000-082676-A		03-21-2000	Sharp Corp.	Translation of Abstract only
18.	JP-2000-156348-A		06-06-2000	Nichia Chem Ind. Ltd.	Translation of Abstract only
19.	JP-2000-183460-A		06-30-2000	Toshiba Corp.	Translation of Abstract only
20.	JP-2000-223743-A		08-11-2000	Sanyo Electric Co. Ltd.	Translation of Abstract only
21.	JP-2001-144326-A		05-25-2001	Sharp Corp.	Translation of Abstract only

Examiner Signature	Date Considered
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ALTERNATIVE TO PTO/SB/08a/b (07-05)

Substitute for form 1449/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				Application Number	09/759,312
				Filing Date	January 12, 2001
				First Named Inventor	Yoshihiro UETA
				Art Unit	2812
				Examiner Name	S. Mulpuri
Sheet	2	of	2	Attorney Docket Number	299002051800

	22.	WO-97/26680-A1	07-24-1997	Matsushita Electric Industrial Co. Ltd.	Translation of Abstract only	<input type="checkbox"/>
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\*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

<b>NON PATENT LITERATURE DOCUMENTS</b>					
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			
	23.	Japanese Office Action mailed on August 5, 2005 for Japanese Application No. 2000-005385.			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	Date Considered
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pa- 1040826